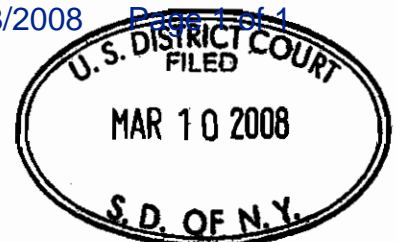


DOC # 35

MEMO ENDORSEDUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BRIAN BURKE

Plaintiff

Docket #07 Civ. 9933 (PKC)(DFE)

-against-

NOTICE OF MOTION
FOR INJUNCTIVE
RELIEF

Salomon Acosta & FASCore/Great West &
MTANYC Transit Authority Et. Al.
Defendants,

PRO SE OFFICE

PLEASE TAKE NOTICE, Brian Burke, [Signature] Plaintiff

pro se, upon the annexed Memorandum of Law & Affirmation, dated March 9, 2008 and all other pleadings will move on **March 20, 2008**, before the Honorable Douglas F. Eaton U.S. Magistrate Judge, at Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, NY 10007 or as soon thereafter as parties by counsel may be heard for an order granting injunctive relief in favor of Plaintiff and for all other relief Court deems just and appropriate.

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[Signature]
Brian Burke pro-se
145 East 23rd Street
New York, NY 10010
(212) 614-8515
briantburke@gmail.com

Plaintiff has not shown a likelihood of success on the merits nor serious questions going to the merits and a balance of the hardships tipping decidedly in his favor. The relief plaintiff seeks is at direct variance with the terms of the Plans. See Chin Decl. at ¶6, 19, 21. Motion denied.

SO ORDERED.

[Signature] Carter, U.S.D.J.
4-8-08

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